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**MORGAN & FINNEGAN, L.L.P.****FAX COVER SHEET**

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To	COMPANY	FAX	PHONE
Examiner Juliet C. Einsmann	US Patent and Trademark Office	(703) 746-5142	(703) 306-5824

  

FROM:	Leslie Serunian	DATE:	May 22, 2002
PHONE:	(212) 415-8751	CLIENT/MATTER:	HUM00-23 (2976-4037)
CONFIRM:		PAGES (INCLUDING COVER):	15

**COMMENTS:**

Per the request of Examiner Einsmann, attached is a Supplemental Amendment for entry and consideration in application U.S. Serial No. 09/627,465, filed July 28, 2000.

Respectfully submitted,  
MORGAN & FINNEGAN, LLP

By: Leslie Serunian, Reg. No. 35,353

THE DOCUMENT(S) ACCOMPANYING THIS FACSIMILE TRANSMISSION CONTAINS INFORMATION FROM THE LAW FIRM OF MORGAN & FINNEGAN, L.L.P. WHICH IS CONFIDENTIAL AND/OR LEGALLY PRIVILEGED. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ON THIS TRANSMISSION SHEET. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS FAXED INFORMATION IS STRICTLY PROHIBITED, AND THE DOCUMENT(S) SHOULD BE RETURNED TO THIS FIRM IMMEDIATELY. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE NOTIFY US BY TELEPHONE IMMEDIATELY SO THAT WE CAN ARRANGE FOR THE RETURN OF THE ORIGINAL DOCUMENTS AT NO COST TO YOU.

Docket No. HUM00-23 (2976-4037)  
(As Amended)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Tim KEITH et al.

Serial No.: 09/627,465

Group Art Unit: 1655

Filed: July 28, 2000

Examiner: J. Einsmann

For: *Novel Human Genes Related to Respiratory Diseases and Obesity*

**AMENDMENT FEE TRANSMITTAL**

**By Facsimile Transmission (703) 746-5142**

Commissioner for Patents  
Washington, DC 20231

**To the Attention of: Examiner J. Einsmann, Art Unit 1655**

Sir:

Transmitted herewith is a Supplemental Amendment for the above-identified application.



No additional fee is required.



The additional fee has been calculated as shown below:

**CLAIMS AS AMENDED**

	Claims Remaining After Amendment	Highest No. Covered by Previous Payments	Extra	Rate	Additional Fee
Total Claims*	41 -	33	8	\$18.00/ \$9.00	\$ 144.00
Independent Claims	9 -	10	0	\$84.00/ \$42.00	\$ 0.00
Multiple Dependent Claims	(If claims added by amendment include Multiple Dependent Claim(s) and there was no Multiple Dependent Claim(s) in application before amendment add \$280.00 to additional fee (\$140.00 for small entity).				\$
TOTAL					\$ 144.00

\*Includes all independent and single dependent claims and all claims referred to in multiple

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(As Amended)

dependent claims. See 37 C.F.R. §1.75(c).

- ☐ Small entity status is or has been claimed.  
Reduced Fees Under 37 C.F.R. §1.9(f) paid herewith \$
- ☐ \_\_\_\_\_ Pages Sequence Listing
- ☐ \_\_\_\_\_ Computer disk(s) containing substitute Sequence Listing
- ☐ Statement under 37 C.F.R. §1.825(b) that the computer and paper copies of the substitute Sequence Listing are the same.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is attached.
- ☒ Charge fee to Deposit Account No. 13-4500, Order No. 2976-4037. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this amendment, including all fees pursuant to 37 CFR §1.17 for its timely consideration, or credit any overpayment to Deposit Account No. 13-4500, Order No. 2976-4037. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: May 22, 2002

By: Leslie Serunian  
Leslie Serunian  
Registration No. 35,353

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PATENT

Docket No. HUM00-23 (2976-4037)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Tim KEITH et al.

Serial No.: 09/627,465

Group Art Unit: 1655

Filed: July 28, 2000

Examiner: Juliet C. Einsmann

For: ***NOVEL HUMAN GENES RELATING TO RESPIRATORY DISEASES AND OBESITY***

Commissioner for Patents  
Washington, DC 20231

CERTIFICATE OF FACSIMILE TRANSMISSION

Sir:

I hereby certify that the attached Supplemental Amendment (11 pages) and Amendment Fee Transmittal (Charge Fee to Deposit Account), (2 pages) are being transmitted on the date shown below to Examiner Juliet C. Einsmann of Art Unit 1655 at the following facsimile number: (703) 746-5142.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: May 22, 2002

By:

Leslie Serunian  
Leslie Serunian  
Registration No. 35,353

Correspondence Address:

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PATENT  
Docket No.: HUM00-23 (2976-4037)  
(As Amended)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Tim KEITH et al.  
Serial No. : 09/627,465 Art Unit: 1655  
Filed : July 28, 2000 Examiner: Juliet C. Einsmann  
For : **Novel Human Genes Relating to Respiratory Diseases and Obesity**

**By Facsimile Transmission (703) 746-5142**

Commissioner for Patents  
Washington, D.C. 20231

**To the Attention of Examiner J. Einsmann. Art Unit 1655**

**SUPPLEMENTAL AMENDMENT**

Dear Sir:

This Supplemental Amendment is submitted in the above-identified patent application to be considered in conjunction with the Preliminary Amendment filed on April 2, 2002 and with applicants' response in reply to the October 1, 2001 PTO communication. Entry and consideration of the amendments and response are respectfully requested.

**IN THE CLAIMS**

**New Claims:**

Please add claims 56-74 as follows:

56. (New) An isolated nucleic acid molecule selected from the group consisting of:  
(a) SEQ ID NO:2;

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